

#4

Express Mail Label No.: EL 451 594 595 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

CARL A. WALDSPURGER *et al.*

Serial No.: 09/540,952

Filed: March 31, 2000

For: EFFICIENT, TRANSPARENT AND  
FLEXIBLE LATENCY SAMPLING

Examiner: Not yet assigned

Art Unit: 2762

Attorney Docket No.: 9772-291-999

Date: July 12, 2000



Assistant Commissioner for Patents  
Washington, DC 20231

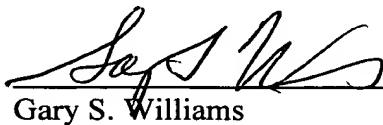
TRANSMITTAL FOR SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, DC 20231

Transmitted herewith is:

- Supplemental Information Disclosure Statement;
- Supplemental List of References Cited;
- copies of references listed; and
- The Commissioner is hereby authorized to charge any fees deemed to be found to Deposit Account No. 16-1150 (9772-0291-999).

Respectfully submitted,

  
Gary S. Williams

31,066

(Reg. No.)

PENNIE & EDMONDS LLP  
3300 Hillview Avenue  
Palo Alto, CA 94304  
(650) 493-4935

Enclosures

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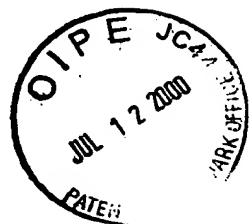
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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §§ 1.56 and 1.97**

Sir:

In accordance with the continuing duty of disclosure imposed by 37 C.F.R. §§ 1.56 and 1.97 to inform the Patent Office of all references coming to the attention of Applicants or attorneys or agents for Applicants which are or may be material to the examination of the subject application, Attorneys for Applicants hereby invite the Examiner's attention to the references listed on the accompanying revised PTO Form 1449 entitled "Supplemental List of References Cited."

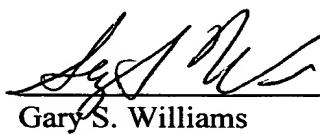
Identification of references listed on PTO Form 1449 is not to be construed as an admission of Applicants or attorneys for Applicants that such references are available as "prior art" against the subject application. Consequently, Applicants respectfully decline to use form PTO-1449, since this form identifies all of the references cited therein as "Prior Art." As an alternative, Applicants submit herewith a "revised form PTO 1449" entitled "Supplemental List of References Cited" instead of "List of Prior Art Cited." The right is reserved to antedate any item in accordance with standard procedure.

A copy of each cited reference is enclosed. Applicants respectfully request that the Examiner review the references cited in the enclosed Supplemental List of References Cited and that they be made of record in the file history of the above-captioned application.

Applicants believe that no fee is required with the submission of the enclosed Supplemental Information Disclosure Statement because the Supplemental Information Disclosure Statement is being filed before the mailing of the first Office Action on the merits; however if any fee is required, the Commissioner is authorized to charge any required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150 (9772-0291-999). A copy of this sheet is enclosed for accounting purposes.

Respectfully submitted,

Dated: July 12, 2000



Gary S. Williams

31,066

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(650) 493-4935

Enclosures

SUPPLEMENTAL LIST OF REFERENCES CITED BY APPLICANT <i>(Use several sheets if necessary)</i>				ATTY. DOCKET NO.	APPLICATION NO.		
				9772-291-999	09/540,952		
APPLICANT				Carl A. Waldspurger et al.			
FILING DATE				GROUP			
March 31, 2000				2762			
U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
AA		6,070,009	05/30/00	Dean et al.	395	704	
AB							
AC							
AD							
AE							
AF							
AG							
AH							
AI							
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
							YES      NO
AJ							
AK							
AL							
AM							
AN							
OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)							
	AO						
	AP						
	AQ						
EXAMINER				DATE CONSIDERED			

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.